IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ petition No. 53 of 2005 (S/B)

Inam Ali s/o Shri Ameer Ahamad,
Principal, Rajkiya Ashram Paddhti,
Vidhayala, Haripur Kalasi, Dehradun
Uttaranchal ……. Petitioner

Versus

1. State of Ujttaranchal through Principal
   Secretary-cum-Commissioner,
   Social Welfare Department, Dehradun

2. District Social Welfare Officer, Haldwani, Nainital

3. District Social Welfare Officer, Dehradun …… Respondents

Mr. G.C.Kandpal, Advocate for the petitioner..
Mr. K.P. Upadhayaya, Standing Counsel for the State of Uttaranchal.

Coram: Hon'ble Cyriac Joseph, C.J.
Hon'ble M.M. Ghildiyal, J.

[Per Hon'ble Chief Justice (oral)]

1. The petitioner is the Principal of Rajkiya Ashram Padhyati Vidyala, Haripur Kalasi, Dehradun. He prays for a direction to the respondents to give him the benefit of the Fifth Pay Commission w.e.f. 01.01.1996. He has also prayed for a direction to the respondents to consider his representations in the light of the Fifth Pay Commission report. According to the petitioner, he submitted Annexure 5 representation dated 27.01.2005 to the Government of Uttaranchal (first respondent) but no decision has been taken or communicated to him till date.

2. We have heard learned counsel for the petitioner and also learned Standing Counsel for the State of Uttaranchal. Having regard to the facts and circumstances of the case, we are of the view that the interest of justice will be served by directing the first respondent to consider and pass appropriate orders on Annexure 5 representation of the petitioner within a

limited period. Hence, the writ petition is disposed of with a direction to the first respondent to consider and pass appropriate orders in accordance with law on Annexure 5 representation dated 27.01.2005 of the petitioner as expeditiously as possible and at any rate within a period of three months from the date of receipt of the copy of this judgment.

(M.M. Ghildiyal, J.)
09.05.2005

(Cyriac Joseph, C.J.)
09.05.2005

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